IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2068 OF 2003
IN
INCOME TAX APPEAL (LODG.) NO.684 OF 2003

The Commissioner of Income Tax,
Mumbai City-18, Mumbai .. Appellant
V/s
M/s.Mahim Gas Service .. Respondent

Mr.R.D.Bhat for the Appellant.
Ms.A.Khan i/by Mr.S.R.Mody for the Respondent.

CORAM : DR.S.RADHAKRISHNAN &
J.P.DEVADHAR, JJ.

DATE : 5th March, 2007.

P.C.:

1. The learned Counsel for the Appellant seeks leave to withdraw the Notice of Motion since the question of law involved in the Appeal is squarely covered by the judgment of the Supreme Court against the Revenue. Hence, Notice of Motion is allowed to be withdrawn and dismissed as such.

(J.P.DEVADHAR, J.) **(DR.S.RADHAKRISHNAN,J.)**